

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

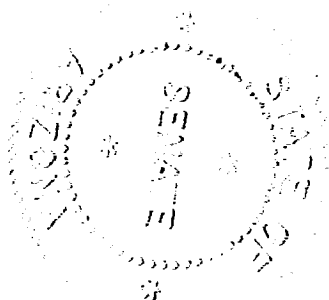
CHAPTER 186

SENATE BILL 1270

AN ACT

AMENDING SECTION 36-275, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 2, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-276; REPEALING SECTION 36-276, ARIZONA REVISED STATUTES; MAKING AN APPROPRIATION; RELATING TO BIOTECHNOLOGY MEDICAL RESEARCH.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 36-275, Arizona Revised Statutes, is amended to
3 read:

4 36-275. Health research fund

5 A. The health research fund is established. Notwithstanding any law
6 to the contrary, the commission shall deposit, pursuant to sections 35-146
7 and 35-147, all monies it administers pursuant to section 36-773 into the
8 health research fund. The commission shall administer the fund.

9 B. EXCEPT AS PROVIDED BY SECTION 36-276, the commission shall only
10 expend monies in the health research fund for research on the prevention and
11 treatment of tobacco related disease and addiction and research into the
12 causes, epidemiology and diagnosis of diseases, the formulation of cures, the
13 medically accepted treatment or the prevention of diseases including new drug
14 discovery and development, and may include behavioral studies and attitude
15 assessments, and for expenses incurred by the commission in carrying out the
16 purposes described in section 36-773.

17 C. Monies in the health research fund are exempt from section 35-190
18 relating to lapsing of appropriations.

19 Sec. 2. Title 36, chapter 2, article 4, Arizona Revised Statutes, is
20 amended by adding section 36-276, to read:

21 36-276. Biotechnology research; appropriation; purpose; audit;
22 reversion

23 A. FOR FISCAL YEARS 2002-2003 THROUGH 2011-2012, THE SUM OF FIVE
24 HUNDRED THOUSAND DOLLARS IS APPROPRIATED IN EACH FISCAL YEAR FROM THE HEALTH
25 RESEARCH FUND ESTABLISHED BY SECTION 36-275 TO THE COMMISSION FOR ALLOCATION
26 TO A NONPROFIT MEDICAL RESEARCH FOUNDATION IN THIS STATE THAT SPECIALIZES IN
27 BIOTECHNOLOGY AND THAT COLLABORATES WITH UNIVERSITIES, HOSPITALS,
28 BIOTECHNOLOGY AND HEALTH SCIENCE RESEARCH CENTERS AND OTHER PUBLIC AND
29 PRIVATE BIOTECHNOLOGY BUSINESSES IN THIS STATE. THE FOUNDATION MUST MATCH
30 THE ALLOCATION DOLLAR FOR DOLLAR.

31 B. DUE TO THE MATCHING MONIES REQUIREMENT, THE EXPENDITURE OF MONIES
32 APPROPRIATED PURSUANT TO THIS SECTION IS EXEMPT FROM THE PROCUREMENT CODE AND
33 SOLICITATION AND AWARD OF GRANT REQUIREMENTS OF TITLE 41, CHAPTERS 23 AND 24.

34 C. THE RECIPIENT OF MONIES RECEIVED PURSUANT TO THIS SECTION SHALL
35 COMMISSION AN AUDIT OF THE EXPENDITURE OF THESE MONIES AND SUBMIT A COPY OF
36 THE AUDIT TO THE COMMISSION ON OR BEFORE DECEMBER 31 OF EACH YEAR.

37 D. THE RECIPIENT OF THE MONIES RECEIVED PURSUANT TO THIS SECTION MUST
38 RETURN UNEXPENDED AND UNENCUMBERED MONIES TO THE COMMISSION WITHIN NINETY
39 DAYS AFTER THE END OF THE FISCAL YEAR.

40 E. IF THE COMMISSION DOES NOT ALLOCATE ANY MONIES PURSUANT TO THIS
41 SECTION BY JANUARY 1, 2005, THE COMMISSION SHALL NOTIFY THE SPEAKER OF THE
42 HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE IN WRITING OF THIS
43 FACT.

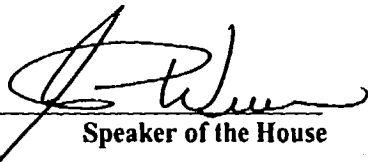
44 Sec. 3. Delayed repeal

45 Section 36-276, Arizona Revised Statutes, as added by this act, is
46 repealed from and after December 31, 2012.

Passed the House May 2, 2002,

by the following vote: 40 Ayes,

18 Nays, 2 Not Voting

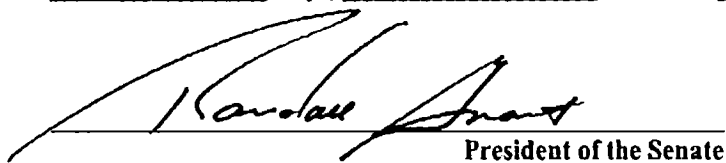

Speaker of the House

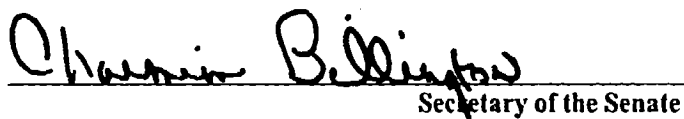

Chief Clerk of the House

Passed the Senate April 1, 2002,

by the following vote: 24 Ayes,

3 Nays, 3 Not Voting


President of the Senate

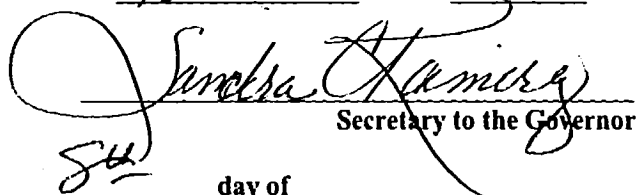

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

6 day of May, 2002,

at 12:30 o'clock P M.


Secretary to the Governor

Approved this 8th day of

May, 2002,

at 1:12 o'clock P M.

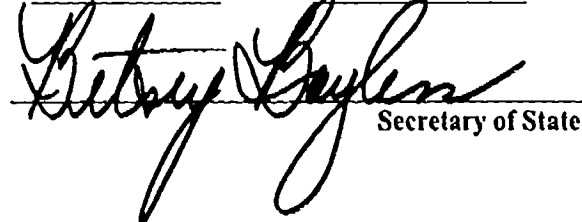

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 8 day of May, 2002,

at 4:45 o'clock P M.


Secretary of State

S.B. 1270